

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

IN RE: Leon D. Cleveland aka Leon Donald
Cleveland

Debtor(s)

U.S. Bank, N.A., successor trustee to LaSalle
Bank National Association, on behalf of the
holders of Bear Stearns Asset Backed
Securities I Trust 2005-FR1, Asset-Backed
Certificates Series 2005-FR1

Movant

vs.

Leon D. Cleveland aka Leon Donald
Cleveland

Debtor(s)

Stacy Cleveland

Co-Debtor

Kenneth E. West

Trustee

CHAPTER 13

NO. 22-11284 AMC

11 U.S.C. Section 362 and 1301

**CONSENT ORDER ON MOTION FOR RELIEF FROM STAY
AND CO-DEBTOR STAY**

1. The above-styled Motion having been scheduled for a hearing before the Court on August 22, 2023 upon Notice of Motion to each of the above-captioned parties in interest, and it appearing to the Court that the parties consent hereto:
2. FURTHER IT IS HEREBY ORDERED that the Motion for Relief from Stay is denied, as the parties herein agree that the interest of Movant is adequately protected by payment and performance as more particularly set forth hereinafter.
3. FURTHER ORDERED that as of June 21, 2023, the post-petition arrearage is as follows, pursuant to the terms of the Note, as set forth in the chart below:

Number of Missed Payments	From	To	Monthly Missed Principal and Interest	Monthly Missed Escrow (if applicable)	Monthly Payment Amount	Total of Monthly Payments Missed
1	April 2023	April 2023	\$2,388.65	\$823.12	\$3,211.77	\$3,211.77
2	May 2023	June 2023	\$2,568.29	\$823.12	\$3,391.41	\$6,782.82
1	July 2023	July 2023	\$2,568.29	\$883.68	\$3,451.97	\$3,451.97
Less post-petition partial payments (suspense balance)						(\$3,033.45)

Total: \$10,413.11

4. This arrearage shall be paid as follows:
 - a. Within fourteen (14) days of the filing of this Stipulation, Debtor is ordered to pay the total post-petition arrearage totaling a sum **\$10,413.11** by amending the Bankruptcy plan.
5. Regular payments in the amount of **\$3,451.97** to be paid on or before **August 1, 2023** and any additional amount as required or allowed by the Note and Security Instrument. Payments should be sent to: Select Portfolio Servicing, Inc. Attn: Remittance Processing P.O. Box 65450 Salt Lake City, UT 84165-0450.
6. FURTHER ORDERED that should Debtor(s) default in payment of any sum specified

herein, or in any regular monthly mortgage payments which come due according to Movant's Loan Documents, for the life of the bankruptcy then upon notice of default sent by first class mail to Debtor(s), attorney for Debtor(s) and the Trustee, and failure of Debtor(s) to cure such default within **fifteen (15)** days from the date of receipt of such notice, Movant may file a motion and affidavit of default, with service upon Debtor(s), attorney for Debtor(s) and the Trustee, and the Court may enter an Order releasing Movant from the automatic stay, without further notice or hearing.

7. FURTHER ORDERED that in the event relief from the automatic stay is later granted, the Trustee shall cease funding any balance of Movant's claim, and the provisions of Fed. R. Bank. P. 4001(a)(3) may be waived.
8. FURTHER ORDERED that upon completion of any foreclosure sale, any funds in excess of the amount due to Movant and to any subordinate lienholder(s) properly entitled to receive proceeds under applicable State Law that would otherwise be payable to the Debtor(s), shall be paid to the Trustee by the entity receiving the funds from the foreclosure sale for the benefit of the Estate while the Debtor(s) remains in bankruptcy.
9. FURTHER ORDERED that there having been no appearance by the Co-Debtor(s), the Motion for Relief from the Co-Debtor Stay is ***granted***.

Date: July 26, 2023

/s/ Denise Carlon, Esquire
Denise Carlon, Esquire
Attorney for Movant

Date: 8/8/2023

/s/ Christopher Carr, Esq.

Christopher Carr, Esquire
Attorney for Debtor(s)

Date: 8/8/2023

/s/ Jack Miller, Esquire for The Chapter 13 Trustee

Kenneth E. West
Chapter 13 Trustee

*no objection to its terms, without
prejudice to any of our rights and
remedies*

Approved by the Court this 16th day of August, 2023. However, the court retains discretion regarding entry of any further order.



Bankruptcy Judge
Ashely M. Chan